

### REMARKS

Claim 1 is rejected under 35 U.S.C. 112, first paragraph, as failing to comply with the written description requirement, specifically that no support was found by the Examiner in the specification for R<sub>1</sub>, R<sub>2</sub> and R<sub>3</sub> representing an allyl as found in claim 1. This ground of rejection is respectfully traversed. Allyl groups are well known in the art to have a structure represented as CH<sub>2</sub>=CH-CH<sub>2</sub> and are often abbreviated as “All” in the structures of compounds. An example of a compound having an allyl group in allyl bromide, used in the synthesis of compound KPE00001046 as set out in the specification on pages 63, line 13 to 64, line 10 (the recital of allyl bromide is in line 18 of page 63). A further example appears in the specification describing the synthesis of compound 3.2 (Example 46) that is an intermediate in the synthesis of compounds KPE00001049 and KPE00001051 (page 68, line 21 to page 69, line 26). Note that the term “allyl” appears in the Example 46 title (page 68, line 21) and in lines 28 and 30 of page 68. In addition, allyl groups are illustrated in the R<sub>1</sub> position in compounds KPE00001049 (third row from the top of the table on page 15) and KPE00001051 (fifth row from the top of the table on page 15), and in the R<sub>2</sub> and R<sub>3</sub> positions KPE00001046 (first row of the table on page 15). Reconsideration and withdrawal of this ground of rejection is respectfully requested.

Claim 1 was rejected under 35 U.S.C. 112, second paragraph as being indefinite, specifically the substituent, -PhS, has a valence problem. The group -PhS has been deleted from claim 1 as amended in this Amendment. Reconsideration and withdrawal of this rejection in light of the foregoing amendment is respectfully requested.

The application has been amended to correct minor informalities, to further distinguish the application over the prior art, and to more particularly point out and distinctly claim the subject matter which Applicant regards as the invention so as to place the application, as a whole, into a prima facie condition for allowance. Great care has been taken to avoid the introduction of new subject matter into the application as a result of the foregoing modifications.

Accordingly, the purpose of the claimed invention is not taught nor suggested by the cited references, nor is there any suggestion or teaching which would lead one skilled in the relevant art to combine the references in a manner which would meet the purpose of the claimed invention. Because the cited references, whether considered alone, or in combination with one another, do not teach nor suggest the purpose of the claimed invention, Applicant respectfully

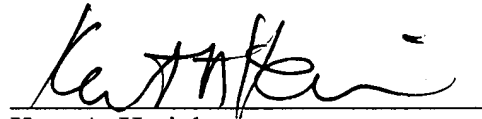
submits that the claimed invention, as amended, patentably distinguishes over the prior art, including the art cited merely of record.

Based on the foregoing, Applicant respectfully submits that its claim 1, as amended, is in condition for allowance at this time, patentably distinguishing over the cited prior art. Accordingly, reconsideration of the application and passage to allowance are respectfully solicited.

The Examiner is respectfully urged to call the undersigned attorney at (515) 288-2500 to discuss the claims in an effort to reach a mutual agreement with respect to claim limitations in the present application which will be effective to define the patentable subject matter if the present claims are not deemed to be adequate for this purpose.

Respectfully submitted,

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ATTORNEYS FOR APPLICANT

Attachments: Replacement pages 14 and 15